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E-filed 4/27/06

Attorneys for Defendants
 WOOP WOOP WINES PTY LTD and
 EPICUREAN WINES, L.L.C.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

VIGNERON PARTNERS, L.L.C.,

Plaintiff,

vs.

WOOP WOOP WINES PTY LTD, and
 EPICUREAN WINES, L.L.C.,

Defendants.

CASE NO. C06-00527 JF

**STIPULATION AND ORDER
 REGARDING EXPEDITED LIMITED
 DISCOVERY RELATING TO
 PLAINTIFF'S MOTION FOR
 PRELIMINARY INJUNCTION**

STIPULATION

This Court's March 31, 2006 Order denying Plaintiff's Motion for a Temporary Restraining Order also scheduled a hearing on Plaintiff's Motion for Preliminary Injunction at 9:00 a.m. on April 28, 2006, together with a briefing schedule calling for Defendants' opposition brief to be filed no later than April 14, 2006, and Plaintiff's reply brief to be filed no later than April 21, 2006. In support of this briefing, the parties have agreed to expedited discovery limited

1 to the issues raised by Plaintiff's Motion for Preliminary Injunction. Accordingly, Plaintiff and
2 Defendants, through their undersigned counsel of record, hereby stipulate to the following limits
3 and schedule for discovery:

- 4 1. Discovery shall be limited as follows: Defendants shall have a total of ten
5 interrogatories and fifteen document requests against Plaintiff; Plaintiff shall have
6 eight interrogatories and ten document requests against each defendant;
- 7 2. The parties reserve the right to assert any and all valid objections to the discovery
8 requests;
- 9 3. Defendants' interrogatories and/or document requests shall be due by 5:00 p.m.
10 Wednesday, April 5, 2006;
- 11 4. Plaintiff's interrogatory answers, responsive documents, and objections to
12 Defendants' requests shall be due by 3:00 p.m., Wednesday, April 12, 2006;
- 13 5. Plaintiff's interrogatories and/or document requests shall be due by 5:00 p.m.,
14 Wednesday, April 12, 2006, except for Plaintiff may reserve two of its eight
15 interrogatories to serve on each defendant by April 15, 2006; and
- 16 6. Defendants' interrogatory answers, responsive documents, and objections to
17 Plaintiff's requests shall be due by 3:00 p.m., Wednesday, April 19, 2006.

18 The parties agree to confer in good faith in an attempt to resolve any objections or issues
19 relating to their discovery requests. If the objections and/or issues cannot be resolved, the parties
20 agree to seek an expedited ruling from the Court telephonically.

21 DATED: April 4, 2006

22 DICKENSON, PEATMAN & FOGARTY

SCHWABE, WILLIAMSON & WYATT

23
24 By: 

25 J. Scott Gerien, (SBN 184728)
26 David Balter, (SBN 212027)
27 Attorneys for Plaintiff Vigner Partners, LLC

By: 

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: 4/27/06


JEREMY FOGEL
United States District Judge